

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

UNITED STATES OF AMERICA)

V.)

JOHNATHON IRISH)

DOCKET NO. 19-CR-251-LM

**DEFENDANT'S MOTION IN LIMINE TO EXCLUDE PHOTOS TAKEN BY
STEPHANIE IRISH (GOVERNMENT EXHIBIT 4)**

Defendant Johnathon Irish hereby moves this Court in limine to exclude the Government's proposed Exhibit 4, photographs sent to the FBI by text message by Stephanie Irish. The photos depict one of the firearms at issue in this case. Ms. Irish is not expected to testify at trial and therefore cannot authenticate when or where the photographs were taken. Irish believes that the Government is seeking to demonstrate that Ms. Irish, by her conduct, has accused Mr. Irish of possessing the firearms, and the jury may well interpret the evidence in that way, absent any admissible evidence to prove that.

Defendant
Johnathon Irish
By his Attorney,

/s/ Benjamin L. Falkner
Benjamin L. Falkner (NH Bar No. 17686)
KRASNOO, KLEHM & FALKNER LLP
28 Andover Street, Suite 240
Andover, MA 01810
(978) 475-9955 (telephone)
(978) 474-9005 (facsimile)
bfalkner@kkf-attorneys.com

Dated: February 4, 2020

CERTIFICATE OF SERVICE

I hereby certify that I served a true copy of the within document upon the attorney of record for the Government via the Court's ecf system on February 4, 2020.

/s/ Benjamin L. Falkner

Benjamin L. Falkner